

1 By

W. M. Mumma
Blanchard
Wallace

S.J.R. No. *8*

2
3 A JOINT RESOLUTION

4 proposing an amendment to Article III, Sections 5 and 24, of the
5 Texas Constitution, as amended, to provide for annual regular
6 sessions of the legislature of unlimited duration without separate
7 periods, and to provide an annual salary and per diem for the
8 members of the legislature.

9 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

10 Section 1. That Article III, Section 5, of the Texas
11 Constitution, be amended to read as follows:

12 "Section 5. The Legislature shall meet in regular session
13 each year [~~every-two-years~~] at such time as may be provided by
14 law and at other times when convened by the Governor. [~~When~~
15 ~~convened-in-regular-session,-the-first-thirty-days-thereof-shall~~
16 ~~be-devoted-to-the-introduction-of-bills-and-resolutions,-acting~~
17 ~~upon-emergency-appropriations,-passing-upon-the-confirmation-of~~
18 ~~the-recess-appointees-of-the-Governor-and-such-emergency-matters~~
19 ~~as-may-be-submitted-by-the-Governor-in-special-messages-to-the~~
20 ~~legislature,-provided-that-during-the-succeeding-thirty-days-of~~
21 ~~the-regular-session-of-the-legislature-the-various-committees-of~~
22 ~~each-house-shall-hold-hearings-to-consider-all-bills-and~~
23 ~~resolutions-and-other-matters-then-pending,-and-such-emergency~~
24 ~~matters-as-may-be-submitted-by-the-Governor,-provided-further~~
25 ~~that-during-the-following-sixty-days-the-legislature-shall-act~~
26 ~~upon-such-bills-and-resolutions-as-may-be-then-pending-and-upon~~
27 ~~such-emergency-matters-as-may-be-submitted-by-the-Governor-in~~
28 ~~special-messages-to-the-legislature,-provided-however,-either~~

1 ~~House may otherwise determine its order of business by an~~
2 ~~affirmative vote of four-fifths of its membership.]"~~

3 Sec. 2. That Article III, Section 24, of the Texas
4 Constitution, be amended to read as follows:

5 "Section 24. Members of the Legislature shall receive from
6 the Public Treasury an annual salary of not exceeding
7 Fifteen Thousand Dollars (\$15,000) [~~Four-Thousand,-Eight-Hundred~~
8 ~~Dollars-(\$4,800)~~] per year and a per diem of not exceeding
9 Eighteen Dollars (\$18) [~~Twelve-Dollars-(\$12)~~] per day for
10 [~~the-first-one-hundred-and-twenty-(120)-days-only-of~~] each
11 Regular Session and for [~~thirty-(30)-days-of~~] each Special
12 Session of the Legislature. [~~No-Regular-Session-shall-be-of~~
13 ~~longer-duration-than-one-hundred-and-forty-(140)-days.~~]

14 "In addition to the per diem the Members of each House shall
15 be entitled to mileage in going to and returning from the seat of
16 government, which mileage shall not exceed Two Dollars and
17 Fifty Cents (\$2.50) for every twenty-five (25) miles, the distance
18 to be computed by the nearest and most direct route of travel,
19 from a table of distances prepared by the Comptroller to each
20 county seat now or hereafter to be established; no Member to be
21 entitled to mileage for any extra Session that may be called
22 within one (1) day after the adjournment of the Regular or
23 Called Session."

24 Sec. 3. This amendment takes effect with the convening of
25 the 64th Legislature.

26 Sec. 4. The foregoing constitutional amendment shall be
27 submitted to a vote of the qualified electors of this state at

1 an election to be held on Saturday, May 5, 1973, at which election
2 the ballots shall be printed to provide for voting for or against
3 the proposition: "The constitutional amendment to provide for
4 annual regular sessions of the legislature of unlimited duration
5 without separate periods, and to provide an annual salary and per
6 diem for the members of the legislature, effective in January,
7 1975."

Austin, Texas

~~February 22~~, 19 73

Honorable William P. Hobby
President of the Senate

Sir:

We, your Committee on State Affairs,
to which was referred S.J.R.B. No. 8, have had the same under
consideration, and I am instructed to report it back to the Senate
with the recommendation that it do not pass, but that the
Committee Substitute adopted in lieu thereof do pass and be
printed.


Chairman

CAS

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By Gammage

C.S.S.J.R. No. 8

~~Where~~ A JOINT RESOLUTION

proposing an amendment to Article III, Sections 5 and 24, of the Texas Constitution, as amended, to provide for annual regular sessions of the Legislature, and to provide an annual salary and per diem for the members of the Legislature.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. That Article III, Section 5, of the Texas Constitution, be amended to read as follows:

"Section 5. The Legislature shall meet in regular session each year [~~every-two-years~~] at such time as may be provided by law and at other times when convened by the Governor; provided, however, that the regular session to be held in each odd-numbered year shall meet for a period not to exceed 180 days duration, and that the regular session to be held in each even-numbered year shall meet for a period not to exceed 60 days duration and shall be limited to the consideration of fiscal matters and such emergency matters as may be submitted by the Governor; provided further that the even-numbered-year session may be extended by the Governor for an additional period not to exceed thirty days. [~~When-convened-in-regular-Session,-the-first thirty-days-thereof-shall-be-devoted-to-the-introduction-of bills-and-resolutions,-acting-upon-emergency-appropriations, passing-upon-the-confirmation-of-the-recess-appointees-of-the Governor-and-such-emergency-matters-as-may-be-submitted-by-the Governor-in-special-messages-to-the-Legislature,-provided-that during-the-succeeding-thirty-days-of-the-regular-session-of-the Legislature-the-various-committees-of-each-House-shall-hold~~]

hearings-to-consider-all-bills-and-resolutions-and-other-matters then-pending;-and-such-emergency-matters-as-may-be-submitted by-the-Governor;-provided-further-that-during-the-following sixty-days-the-Legislature-shall-act-upon-such-bills-and-resolutions-as-may-be-then-pending-and-upon-such-emergency matters-as-may-be-submitted-by-the-Governor-in-special-messages to-the-Legislature;-provided;-however;-either-House-may-other-wise-determine-its-order-of-business-by-an-affirmative-vote-of-four-fifths-of-its-membership-}"

Section 2. That Article III, Section 24, of the Texas Constitution, be amended to read as follows:

"Section 24. Members of the Legislature shall receive from the Public Treasury an annual salary of not exceeding Fifteen Thousand Dollars (\$15,000) [~~Four-Thousand;-Eight Hundred-Dollars-(\$4,800)~~] per year and a per diem of not exceeding Eighteen Dollars (\$18) [~~Twelve-Dollars-(\$12)~~] per day for [~~the-first-one-hundred-and-twenty-(120)-days-only-of~~] each Regular Session and for [~~thirty-(30)-days-of~~] each Special Session of the Legislature. [~~No-Regular-Session-shall-be-of longer-duration-than-one-hundred-and-forty-(140)-days.]~~]

"In addition to the per diem the Members of each House shall be entitled to mileage in going to and returning from the seat of government, which mileage shall not exceed Two Dollars and Fifty Cents (\$2.50) for every twenty-five (25) miles, the distance to be computed by the nearest and most direct route of travel, /from a table of distances prepared by the Comptroller to each county seat now or hereafter to be established; no Member to be entitled to mileage for any extra Session that may be called within one (1) day after the adjournment of the Regular or Called Session."

Section 3. This amendment takes effect with the convening of the 64th Legislature.

Section 4. The foregoing constitutional amendment shall be submitted to a vote of the qualified electors of this state at an election to be held on Tuesday, November 6, 1973, at which election the ballots shall be printed to provide for voting for or against the proposition: "The constitutional amendment to provide for annual regular sessions of the legislature; and to provide an annual salary and per diem for the members of the legislature, effective in January, 1975."

Engrossing Clerk

By: Gammage, Brooks
Wallace

S.J.R. No. 8

SENATE JOINT RESOLUTION

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BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

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[When-convened-in-regular-Session, the first thirty days thereof shall be devoted to the introduction of bills and resolutions, acting upon emergency appropriations, passing upon the confirmation of the recess appointees of the Governor and such emergency matters as may be submitted by the Governor in special messages to the Legislature, provided that during the succeeding thirty days of

Ag-E

1 the-regular-session-of-the-Legislature-the-various-committees-of
2 each-House-shall-hold-hearings-to-consider-all-bills-and
3 resolutions-and-other-matters-then-pending,-and-such-emergency
4 matters-as-may-be-submitted-by-the-Governor,-provided-further
5 that-during-the-following-sixty-days-the-Legislature-shall-act
6 upon-such-bills-and-resolutions-as-may-be-then-pending-and-upon
7 such-emergency-matters-as-may-be-submitted-by-the-Governor-in
8 special-messages-to-the-Legislature,-provided,-however,-either
9 House-may-otherwise-determine-its-order-of-business-by-an
10 affirmative-vote-of-four-fifths-of-its-membership.] "

11 Sec. 2. That Article III, Section 24, of the Texas
12 Constitution, be amended to read as follows:

13 "Section 24. Members of the Legislature shall receive from
14 the Public Treasury an annual salary of not exceeding Fifteen
15 Thousand Dollars (\$15,000) [~~Four-Thousand,-Eight-Hundred-Dollars~~
16 ~~(\$4,800)~~] per year and a per diem of not exceeding Eighteen Dollars
17 (\$18) [~~Twelve-Dollars-(\$12)~~] per day for [~~the-first-one-hundred~~
18 ~~and-twenty-(120)-days-only-of~~] each Regular Session and for [~~thirty~~
19 ~~(30)-days-of~~] each Special Session of the Legislature. [~~No-Regular~~
20 ~~Session-shall-be-of-longer-duration-than-one-hundred-and-forty~~
21 ~~(140)-days.~~]

22 "In addition to the per diem the Members of each House shall
23 be entitled to mileage in going to and returning from the seat
24 of government, which mileage shall not exceed Two Dollars and
25 Fifty Cents (\$2.50) for every twenty-five (25) miles, the distance
26 to be computed by the nearest and most direct route of travel,

23
lg-E

S.J.R. No. 8

1 from a table of distances prepared by the Comptroller to each
2 county seat now or hereafter to be established; no Member to be
3 entitled to mileage for any extra Session that may be called
4 within one (1) day after the adjournment of the Regular or Called
5 Session."

6 Sec. 3. This amendment takes effect with the convening of
7 the 64th Legislature.

8 Sec. 4. The foregoing constitutional amendment shall be
9 submitted to a vote of the qualified electors of this state at
10 an election to be held on Tuesday, November 6, 1973, at which
11 election the ballots shall be printed to provide for voting for
12 or against the proposition: "The constitutional amendment to
13 provide for annual regular sessions of the legislature; and to
14 provide an annual salary and per diem for the members of the
15 legislature, effective in January, 1975."

COMMITTEE REPORT

Date April 2, 1973,

HONORABLE PRICE DANIEL, JR.

Speaker of the House of Representatives.

Sir:

We, your Committee on RULES, to whom was referred S.J.R. No. 8, have had the same under consideration and beg to report back with recommendation that it do pass, and be not printed.

Committee Substitute was recommended and is to be printed in lieu of the original bill.

~~The Committee recommends that this measure be considered for the Local and Consent Calendar.~~House sponsor of Senate measure: Gene Jones.

The measure was reported from Committee by the following record vote:

<u>5</u>	ayes
<u>0</u>	nays
<u>1</u>	present, not voting
<u>5</u>	absent

Bell Hallam
Chairman.

(Acting Chairman)

~~This measure proposes new law.~~

COMMITTEE ON RULES

ANALYSIS OF THE RESOLUTION

Background Information:

Article III, Section 5, of the Texas Constitution now provides that the Legislature shall meet every two years and at other times when convened by the governor. Section 5 further provides for the order of business throughout the 120 days of each regular session.

Article III, Section 24, of the Texas Constitution provides that members of the Legislature shall receive an annual salary not to exceed \$4,800; a per diem not to exceed \$12; and mileage not to exceed \$2.50 for each 25 miles going to and returning from the seat of government.

What the Resolution Proposes to Do:

S.J.R. 8 proposes to amend Section 5 and 24 of the Texas Constitution to provide for annual regular sessions; an annual salary not to exceed \$15,000; and a per diem not to exceed \$18.

Section by Section Analysis:

Section 1. Article III, Section 5, of the Texas Constitution is amended to provide that the Legislature shall meet in regular session each year and at other times when convened by the governor. Language relating to the order of business for the first 120 days of each regular session is deleted.

Section 2. Article III, Section 24, of Texas Constitution is amended to provide for an annual salary of \$15,000 for members of the Legislature and a per diem of \$18.

Section 3. The amendment takes effect with the convening of the 64th Legislature.

Section 4. The amendment shall be submitted to a vote Tuesday, November 6, 1973.

SUMMARY OF COMMITTEE ACTION:

The Committee on RULES posted notice in Accordance with Rule VIII, Section 13, and considered SJR No. 8 in a public hearing/formal meeting on March 26, 1973. The bill was referred to Sub-committee and reported back Favorably to the full committee with amendment on March 28, 1973. The Committee voted on April 2, 1973 by a record vote of 5 ayes and 0 nays, to report the bill back to the House Favorably/Unfavorably with the recommendation that it do/do not pass, as amended.

~~This bill does not propose any law.~~

Q.

~~Hand~~

11/20/73
~~Hand~~
~~Sec 4~~

Amend SJR #8

ing on page 3 by ~~deleting~~

~~Sec. 4. and substituting therefor~~

~~the following:~~ adding on

~~Sec. 4.~~ line 14 after

the word salary - the words
"of \$15,000" ~~and~~

DATE MAY 9 1973

READ AND ADOPTED

by record vote of 117 ayes, 15 noes.
3 present not voting

Joseph Hallman

Chief Clerk
House of Representatives

CONFERENCE COMMITTEE REPORT

Austin, Texas

May 21, 1973

Honorable William P. Hobby
President of the Senate

Honorable Price Daniel, Jr.
Speaker of the House of Representatives

Sir:

We, your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on Senate Joint Resolution No. 8, have met and had same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.

Filed
MAY 22 1973

ADOPTED by
vote of 30 yeas
MAY 23 1973 and 0
nays

W. P. Hobby
SECRETARY OF SENATE

G. W. Jones
K. H. ...
Jones
Longoria
Bloom

On the part of the Senate

Nease
Henderson
Jennings
Pereto
Pacston

On the part of the House

SENATE JOINT RESOLUTION

1 proposing an amendment to Article III, Sections 5, 24, and 49a,
2 and Article VIII, Section 6, of the Texas Constitution, as
3 amended, to provide for annual regular sessions of the
4 legislature, and to provide an annual salary and per diem for the
5 members of the legislature.

6 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

7 Section 1. That Article III, Section 5, of the Texas
8 Constitution, be amended to read as follows:

9 "Section 5. The Legislature shall meet in regular session
10 each year [every-two-years] at such time as may be provided by
11 law and at other times when convened by the Governor; provided,
12 however, that the regular session to be held in each odd-numbered
13 year shall meet for a period not to exceed 180 days duration, and
14 that the regular session to be held in each even-numbered year
15 shall meet for a period not to exceed 60 days duration and shall
16 be limited to the consideration of fiscal matters and such
17 emergency matters as may be submitted by the Governor; provided
18 further that the even-numbered-year session may be extended by
19 the Governor for an additional period not to exceed thirty days.
20 ~~[When-convened-in-regular-session,--the-first-thirty-days-thereof~~
21 ~~shall-be-devoted-to-the-introduction-of-bills-and-resolutions,~~
22 ~~acting-upon-emergency-appropriations,--passing-upon-the-confirma-~~
23 ~~tion-of-the-recess-appointees-of-the-Governor-and-such-emergency~~
24 ~~matters-as-may-be-submitted-by-the-Governor-in-special-messages~~
25 ~~to-the-legislature,--provided-that-during-the-succeeding-thirty~~
26 ~~days-of-the-regular-session-of-the-legislature-the-various~~
27 ~~committees-of-each-house-shall-hold-hearings-to-consider-all~~

1 bills-and-resolutions-and-other-matters-then-pending-and-such
2 emergency-matters-as-may-be-submitted-by-the-Governor-provided
3 further-that-during-the-following-sixty-days-the-Legislature-shall
4 act-upon-such-bills-and-resolutions-as-may-be-then-pending-and
5 upon-such-emergency-matters-as-may-be-submitted-by-the-Governor-in
6 special-messages-to-the-Legislature-provided-however-either
7 House-may-otherwise-determine-its-order-of-business-by-an
8 affirmative-vote-of-four-fifths-of-its-membership]"

9 Sec. 2. That Article III, Section 24, of the Texas
10 Constitution, be amended to read as follows:

11 "Section 24. Members of the Legislature shall receive from
12 the Public Treasury an annual salary of not exceeding Fifteen
13 Thousand Dollars (\$15,000) [~~Four-Thousand-Eight-Hundred-Dollars~~
14 ~~(\$4,800)]~~ per year and a per diem of not exceeding Eighteen
15 Dollars (\$18) [~~Twelve-Dollars-(\$12)]~~ per day for [~~the-first-one~~
16 ~~hundred-and-twenty-(120)-days-only-of]~~ each Regular Session and
17 for [~~thirty-(30)-days-of]~~ each Special Session of the Legislature.
18 [~~No-Regular-Session-shall-be-of-longer-duration-than-one-hundred~~
19 ~~and-forty-(140)-days-~~]

20 "In addition to the per diem the Members of each House shall
21 be entitled to mileage in going to and returning from the seat
22 of government, which mileage shall not exceed Two Dollars and
23 Fifty Cents (\$2.50) for every twenty-five (25) miles, the distance
24 to be computed by the nearest and most direct route of travel,
25 from a table of distances prepared by the Comptroller to each
26 county seat now or hereafter to be established; no Member to be
27 entitled to mileage for any extra Session that may be called

1 within one (1) day after the adjournment of the Regular or Called
2 Session."

3 Section 3. That Article III, Section 49a, of the Texas
4 Constitution, be amended to read as follows:

5 "Section 49a. It shall be the duty of the Comptroller of
6 Public Accounts in advance of each Regular Session of the
7 Legislature to prepare and submit to the Governor and to the
8 Legislature upon its convening a statement under oath showing
9 fully the financial condition of the State Treasury at the close
10 of the last fiscal period and an estimate of the probable receipts
11 and disbursements for the then current fiscal year. There shall
12 also be contained in said statement an itemized estimate of the
13 anticipated revenue based on the laws then in effect that will be
14 received by and for the State from all sources showing the fund
15 accounts to be credited during the succeeding ~~biennium~~ year and
16 said statement shall contain such other information as may be
17 required by law. Supplemental statements shall be submitted at
18 any Special Session of the Legislature and at such other times as
19 may be necessary to show probable changes.

20 "From and after January 1, 1945, save in the case of
21 emergency and imperative public necessity and with a four-fifths
22 vote of the total membership of each House, no appropriation in
23 excess of the cash and anticipated revenue of the funds from
24 which such appropriation is to be made shall be valid. From and
25 after January 1, 1945, no bill containing an appropriation shall
26 be considered as passed or be sent to the Governor for considera-
27 tion until and unless the Comptroller of Public Accounts endorses

1 his certificate thereon showing that the amount appropriated is
2 within the amount estimated to be available in the affected funds.
3 When the Comptroller finds an appropriation bill exceeds the
4 estimated revenue he shall endorse such finding thereon and
5 return to the House in which same originated. Such information
6 shall be immediately made known to both the House of Representa-
7 tives and the Senate and the necessary steps shall be taken to
8 bring such appropriation to within the revenue, either by pro-
9 viding additional revenue or reducing the appropriation."

10 "For-the-purpose-of-financing-the-outstanding-obligations-of
11 the-General-Revenue-Fund-of-the-State-and-placing-its-current
12 accounts-on-a-cash-basis-the-Legislature-of-the-State-of-Texas-is
13 hereby-authorized-to-provide-for-the-issuance, sale, and retire-
14 ment-of-series-bonds, equal-in-principal-to-the-total-outstanding,
15 valid-and-approved-obligations owing-by-said-fund-on-September-1,
16 1943, provided-such-bonds-shall-not-draw-interest-in-excess-of
17 two-(2)-per-cent-per-annum-and-shall-mature-within-twenty-(20)-
18 years-from-date.--Added-Nov-3, 1942."

19 Section 4. That Article VIII, Section 6, of the Texas
20 Constitution, be amended to read as follows:

21 "Sec. 6. No money shall be drawn from the Treasury but in
22 pursuance of specific appropriations made by law; nor shall any
23 appropriation of money be made for a longer term than two one
24 years. [except-by-the-first-Legislature-to-assemble-under-this
25 Constitution, which may make the necessary appropriations to
26 carry-on-the-government-until-the-assemblage-of-the-sixteenth
27 Legislature.]"

1 Section 5. This amendment takes effect with the convening
2 of the 64th Legislature.

3 Section 6. The foregoing constitutional amendment shall be
4 submitted to a vote of the qualified electors of this state at
5 an election to be held on Tuesday, November 6, 1973, at which
6 election the ballots shall be printed to provide for voting for
7 or against the proposition: "The constitutional amendment to
8 provide for annual regular sessions of the legislature; and to
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10 of the legislature, effective in January, 1975."
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CONFERENCE COMMITTEE REPORT

Austin, Texas

May 21, 1973

Honorable William P. Hobby
President of the Senate

Honorable Price Daniel, Jr.
Speaker of the House of Representatives

Sir:

We, your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on Senate Joint Resolution No. 8, have met and had same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.

MAY 25 1973

The House has
adopted the Conference Committee Report
on House Bill No. 8 by a vote
of 116 ayes, 25 noes.

116 ayes, 25 noes
Dorothy Hallman
Chief Clerk, House of Representatives

[Signature]
[Signature]
Jones
Longoria
Brook

On the part of the Senate

[Signature]
[Signature]
[Signature]
Preston

On the part of the House

MAY 25 1973

RETURNED TO SENATE.

MAY 25 1973

IN THE SENATE
Received from the House

ANALYSIS OF CONFERENCE COMMITTEE REPORT

SENATE JOINT RESOLUTION NO. 8

<u>House</u>	<u>Senate</u>	<u>Conference Committee</u>
		Sections 3 and 4 are new. Conference committee added them pursuant to the instructions given by the Legislature in S.C.R. 116.
Sec. 6: Added dollar amount of annual salary	Omitted	House version adopted

SENATE JOINT RESOLUTION

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2 and Article VIII, Section 6, of the Texas Constitution, as
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14 that the regular session to be held in each even-numbered year
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15 Dollars (\$18) [~~Twelve-Dollars-(\$12)~~] per day for [~~the-first-one~~
16 ~~hundred-and-twenty-(120)-days-only-of~~] each Regular Session and
17 for [~~thirty-(30)-days-of~~] each Special Session of the Legislature.
18 [~~No-Regular-Session-shall-be-of-longer-duration-than-one-hundred~~
19 ~~and-forty-(140)-days.~~]

20 "In addition to the per diem the Members of each House shall
21 be entitled to mileage in going to and returning from the seat
22 of government, which mileage shall not exceed Two Dollars and ¹/₂
23 Fifty Cents (\$2.50) for every twenty-five (25) miles, the distance
24 to be computed by the nearest and most direct route of travel,
25 from a table of distances prepared by the Comptroller to each
26 county seat now or hereafter to be established; no Member to be
27 entitled to mileage for any extra Session that may be called

1 within one (1) day after the adjournment of the Regular or Called
2 Session."

3 Section 3. That Article III, Section 49a, of the Texas
4 Constitution, be amended to read as follows:

5 "Section 49a. It shall be the duty of the Comptroller of
6 Public Accounts in advance of each Regular Session of the
7 Legislature to prepare and submit to the Governor and to the
8 Legislature upon its convening a statement under oath showing
9 fully the financial condition of the State Treasury at the close
10 of the last fiscal period and an estimate of the probable receipts
11 and disbursements for the then current fiscal year. There shall
12 also be contained in said statement an itemized estimate of the
13 anticipated revenue based on the laws then in effect that will be
14 received by and for the State from all sources showing the fund
15 accounts to be credited during the succeeding ~~biennium~~ year and
16 said statement shall contain such other information as may be
17 required by law. Supplemental statements shall be submitted at
18 any Special Session of the Legislature and at such other times as
19 may be necessary to show probable changes.

20 "From and after January 1, 1945, save in the case of
21 emergency and imperative public necessity and with a four-fifths ³
22 vote of the total membership of each House, no appropriation in
23 excess of the cash and anticipated revenue of the funds from
24 which such appropriation is to be made shall be valid. From and
25 after January 1, 1945, no bill containing an appropriation shall
26 be considered as passed or be sent to the Governor for considera-
27 tion until and unless the Comptroller of Public Accounts endorses

1 his certificate thereon showing that the amount appropriated is
2 within the amount estimated to be available in the affected funds.
3 When the Comptroller finds an appropriation bill exceeds the
4 estimated revenue he shall endorse such finding thereon and
5 return to the House in which same originated. Such information
6 shall be immediately made known to both the House of Representa-
7 tives and the Senate and the necessary steps shall be taken to
8 bring such appropriation to within the revenue, either by pro-
9 viding additional revenue or reducing the appropriation. X

10 "For-the-purpose-of-financing-the-outstanding-obligations-of
11 the-General-Revenue-Fund-of-the-State-and-placing-its-current
12 accounts-on-a-cash-basis-the-Legislature-of-the-State-of-Texas-is
13 hereby-authorized-to-provide-for-the-issuance,-sale,-and-retire-
14 ment-of-serial-bonds,-equal-in-principal-to-the-total-outstanding,-
15 valid,-and-approved-obligations-owing-by-said-fund-on-September-1,
16 1943,-provided-such-bonds-shall-not-draw-interest-in-excess-of
17 two-(2)-per-cent-per-annum-and-shall-mature-within-twenty-(20)-
18 years-from-date.---Added-Nov.-3,-1942."

19 Section 4. That Article VIII, Section 6, of the Texas
20 Constitution, be amended to read as follows: /4

21 "Section 6. No money shall be drawn from the Treasury but in
22 pursuance of specific appropriations made by law; nor shall any
23 appropriation of money be made for a longer term than two one
24 years. [except-by-the-first-Legislature-to-assemble-under-this
25 Constitution,-which-may-make-the-necessary-appropriations-to
26 carry-on-the-government-until-the-assemblage-of-the-sixteenth
27 Legislature.]"

1 Section 5. This amendment takes effect with the convening
2 of the 64th Legislature.

3 Section 6. The foregoing constitutional amendment shall be
4 submitted to a vote of the qualified electors of this state at
5 an election to be held on Tuesday, November 6, 1973, at which
6 election the ballots shall be printed to provide for voting for
7 or against the proposition: "The constitutional amendment to
8 provide for annual regular sessions of the legislature; and to
9 provide an annual salary of \$15,000 and per diem for the members
10 of the legislature, effective in January, 1975.X

SENATE JOINT RESOLUTION

1 proposing an amendment to Article III, Sections 5, 24, and 49a,
2 and Article VIII, Section 6, of the Texas Constitution, as amended,
3 to provide for annual regular sessions of the legislature, and
4 to provide an annual salary and per diem for the members of the
5 legislature.

6 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF TEXAS:

7 Section 1. That Article III, Section 5, of the Texas
8 Constitution, be amended to read as follows:

9 "Section 5. The Legislature shall meet in regular session
10 each year [every-two-years] at such time as may be provided by
11 law and at other times when convened by the Governor; provided,
12 however, that the regular session to be held in each odd-numbered
13 year shall meet for a period not to exceed 180 days duration, and
14 that the regular session to be held in each even-numbered year
15 shall meet for a period not to exceed 60 days duration and shall
16 be limited to the consideration of fiscal matters and such
17 emergency matters as may be submitted by the Governor; provided
18 further that the even-numbered-year session may be extended by
19 the Governor for an additional period not to exceed thirty days.
20 ~~[When-convened-in-regular-Session,-the-first-thirty-days-thereof~~
21 ~~shall-be-devoted-to-the-introduction-of-bills-and-resolutions,~~
22 ~~acting-upon-emergency-appropriations,-passing-upon-the-confirmation~~
23 ~~of-the-recess-appointees-of-the-Governor-and-such-emergency-matters~~

~~as may be submitted by the Governor in special messages to the legislature, provided that during the succeeding thirty days of the regular session of the legislature the various committees of each House shall hold hearings to consider all bills and resolutions and other matters then pending, and such emergency matters as may be submitted by the Governor, provided further that during the following sixty days the legislature shall act upon such bills and resolutions as may be then pending and upon such emergency matters as may be submitted by the Governor in special messages to the legislature, provided, however, either House may otherwise determine its order of business by an affirmative vote of four-fifths of its membership.]"~~

Sec. 2. That Article III, Section 24, of the Texas Constitution, be amended to read as follows:

"Section 24. Members of the Legislature shall receive from the Public Treasury an annual salary of not exceeding Fifteen Thousand Dollars (\$15,000) ~~[Four Thousand Eight Hundred Dollars (\$4,800)]~~ per year and a per diem of not exceeding Eighteen Dollars (\$18) ~~[Twelve Dollars (\$12)]~~ per day for ~~[the first one hundred and twenty (120) days only of]~~ each Regular Session and for ~~[thirty (30) days of]~~ each Special Session of the Legislature. ~~[No Regular Session shall be of longer duration than one hundred and forty (140) days.]~~

"In addition to the per diem the Members of each House shall be entitled to mileage in going to and returning from the seat of government, which mileage shall not exceed Two Dollars and

1 Fifty Cents (\$2.50) for every twenty-five (25) miles, the distance
2 to be computed by the nearest and most direct route of travel,
3 from a table of distances prepared by the Comptroller to each
4 county seat now or hereafter to be established; no Member to be
5 entitled to mileage for any extra Session that may be called
6 within one (1) day after the adjournment of the Regular or Called
7 Session."

8 Sec. 3. That Article III, Section 49a, of the Texas
9 Constitution, be amended to read as follows:

10 "Section 49a. It shall be the duty of the Comptroller of
11 Public Accounts in advance of each Regular Session of the
12 Legislature to prepare and submit to the Governor and to the
13 Legislature upon its convening a statement under oath showing
14 fully the financial condition of the State Treasury at the close
15 of the last fiscal period and an estimate of the probable receipts
16 and disbursements for the then current fiscal year. There shall
17 also be contained in said statement an itemized estimate of the
18 anticipated revenue based on the laws then in effect that will
19 be received by and for the State from all sources showing the
20 fund accounts to be credited during the succeeding year ~~(to be made)~~
21 and said statement shall contain such other information as may
22 be required by law. Supplemental statements shall be submitted
23 at any Special Session of the Legislature and at such other times
24 as may be necessary to show probable changes.

25 "From and after January 1, 1945, save in the case of
26 emergency and imperative public necessity and with a four-fifths

1 vote of the total membership of each House, no appropriation in
2 excess of the cash and anticipated revenue of the funds from which
3 such appropriation is to be made shall be valid. From and after
4 January 1, 1945, no bill containing an appropriation shall be
5 considered as passed or be sent to the Governor for consideration
6 until and unless the Comptroller of Public Accounts endorses his
7 certificate thereon showing that the amount appropriated is within
8 the amount estimated to be available in the affected funds. When
9 the Comptroller finds an appropriation bill exceeds the estimated
10 revenue he shall endorse such finding thereon and return to the
11 House in which same originated. Such information shall be
12 immediately made known to both the House of Representatives and
13 the Senate and the necessary steps shall be taken to bring such
14 appropriation to within the revenue, either by providing additional
15 revenue or reducing the appropriation.

16 " [~~For the purpose of financing the outstanding obligations~~
17 ~~of the General Revenue Fund of the State and placing its current~~
18 ~~accounts on a cash basis the Legislature of the State of Texas~~
19 ~~is hereby authorized to provide for the issuance, sale, and~~
20 ~~retirement of serial bonds, equal in principal to the total~~
21 ~~outstanding, valid, and approved obligations owing by said fund~~
22 ~~on September 1, 1943, provided such bonds shall not draw interest~~
23 ~~in excess of two (2) per cent per annum and shall mature within~~
24 ~~twenty (20) years from date.~~] "

25 Sec. 4. That Article VIII, Section 6, of the Texas
26 Constitution, be amended to read as follows:

1 "Section 6. No money shall be drawn from the Treasury but
2 in pursuance of specific appropriations made by law; nor shall
3 any appropriation of money be made for a longer term than one
4 [two] years. ~~[7-except-by-the-first-legislature-to-assemble-under~~
5 ~~this-Constitution-7-which-may-make-the-necessary-appropriations~~
6 ~~to-carry-on-the-government-until-the-assemblage-of-the-sixteenth~~
7 ~~legislature-.] "~~

8 Sec. 5. This amendment takes effect with the convening of
9 the 64th Legislature.

10 Sec. 6. The foregoing constitutional amendment shall be
11 submitted to a vote of the qualified electors of this state at
12 an election to be held on Tuesday, November 6, 1973, at which
13 election the ballots shall be printed to provide for voting for
14 or against the proposition: "The constitutional amendment to
15 provide for annual regular sessions of the legislature; and to
16 provide an annual salary of \$15,000 and per diem for the members
17 of the legislature, effective in January, 1975.

S.J.R. No. 8

President of the Senate

Speaker of the House

I hereby certify that S.J.R. No. 8 was adopted by the senate on March 19, 1973, by the following vote: Yeas 31, Nays 0; and that the senate adopted S.C.R. No. 109, requesting the return of S.J.R. No. 8 to the senate for further consideration, on May 16, 1973; and that the senate refused to concur in house amendments and requested appointment of Conference Committee on May 17, 1973; May 18, 1973, house granted request of the senate; May 23, 1973, senate adopted Conference Report by the following vote: Yeas 30, Nays 0.

Secretary of the Senate

I hereby certify that S.J.R. No. 8 was adopted by the house, with amendments, on May 9, 1973, by the following vote: Yeas 103, Nays 34, one present not voting; May 18, 1973, house granted request of the senate for appointment of Conference Committee; May 25, 1973, house adopted Conference Report by the following vote: Yeas 116, Nays 25.

Chief Clerk of the House

Approved:

Date

Governor

S.J.R. No. 8

W.P. Hobby MR

President of the Senate

Price Daniel MR

Speaker of the House

I hereby certify that S.J.R. No. 8 was adopted by the senate on March 19, 1973, by the following vote: Yeas 31, Nays 0; May 10, 1973, senate concurred in house amendment by the following vote: Yeas 30, Nays 1.

Charles G. Schnabel MR

Secretary of the Senate

I hereby certify that S.J.R. No. 8 was adopted by the house, with amendment, on May 9, 1973, by the following vote: Yeas 103, Nays 34, and one present not voting.

Dorothy Hallman MR

Chief Clerk of the House

Approved:

Date

Governor

By Gammage, Park, Whelan
Gammage

A JOINT RESOLUTION

Proposing an amendment to Article III, Sections 5 and 24, of the Texas Constitution, as amended, to provide for annual regular sessions of the legislature of unlimited duration without separate periods, and to provide an annual salary and per diem for the members of the legislature.

Filed with the Secretary of the Senate
JAN 23 1973 Read, referred to Committee on STATE AFFAIRS
Reported favorably.

FEB 22 1973 Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

Ordered not printed.

* MAR 1 1973 Senate and Constitutional Rules to permit consideration suspended by unanimous consent
23 years, 8 days.

To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of _____ years, _____ days.

MAR 19 1973 Read second time and { ordered engrossed.
~~passed to third reading.~~

Caption ordered amended to conform to body of bill.

MAR 19 1973 Senate and Constitutional 3-Day Rules suspended by vote of 31 years, 0 days to place bill on third reading and final passage.

MAR 19 1973 Read third time and passed by a viva voce vote
31 years, 0 days.

* OTHER ACTION: MAR 19 1973
Senate and Constitutional Rules to permit consideration suspended by unanimous consent
Charles Schnabel
Secretary of the Senate

3-19-73 Engrossed
2-20 Sent to HOUSE

March 19 1973
D. H. Key
ENGROSSING CLERK

MAR 20 1973

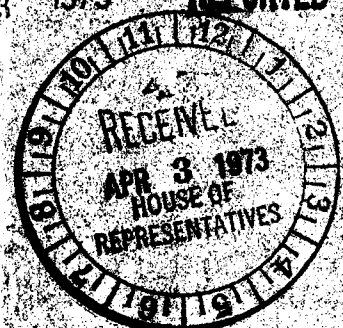
Received from
the Senate

Jeremy Hallman
Chief Clerk, House of Representatives

3-22
READ FIRST TIME
AND REFERRED TO COMMITTEE ON
Rules

Jeremy Hallman
Chief Clerk, House of Representatives

APR 3 1973 REPORTED FAVORABLY BY COMMITTEE ON PRINTING AS AMENDED



PRINTED, DISTRIBUTED AND
REFERRED TO COMMITTEE ON
CALENDAR 12:15 P.M. APR 4 1973
(Time) (Date)

Wise

APR 3 1973 COMMITTEE SUBSTITUTE

NR#8

DATE **MAY 9 1973**

READ **ADOPTED**

*amended and
by record vote of 103 yeas
834 yeas
1 present not
voting*

Joseph Hallman
Chief Clerk
House of Representatives

MAY 9 1973 RETURNED TO SENATE

RETURNED MAY 10 1973
FROM HOUSE as amended

MAY 10 1973
Senate concurred in House amend-
ments by the following vote: 30
yeas, 1 nays.

MAY 17 1973 Pursuant to SCR 109,
Returned from Governor.

MAY 17 1973 Reconsidered motion to
Concur in House Amendments
by viva voce vote.

MAY 17 1973 The Senate refused to concur in
House amendments and requested
the appointment of a Conference
Committee to adjust the differ-
ences between the two Houses.

Enrolled

Copy
